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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C., 20231, on:

Date: September 28, 2001

By Lynnea B. Anderson

Docket No. 4600-0135.30

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:

Kim et al.

SERIAL NO.: 09/875,453

FILED: June 6, 2001

FOR: **PROMOTERS FOR REGULATED
GENE EXPRESSION**

EXAMINER: Unknown

ART UNIT: 1645

Response to Notice to File Missing
Parts of Application

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

1. In response to the Notice to File Missing Parts mailed July 18, 2001 (copy enclosed), applicant submits the following:

- ☒ A Petition for 1-month extension of time.
- ☒ An Executed Declaration of Inventorship
- ☒ A Power of Attorney by Assignee
- ☒ a copy of an assignment recordation cover sheet for informational purposes only (Form PTOL-1595) for assignment being filed separately.
- ☒ A Copy of 14 sheets of revised drawings with corrected margins.

2. Conditional Petition for Extension of Time

Applicant petitions for an Extension of Time if necessary for timely filing of this Response.

3. Fee Payment

- ☒ Please charge Deposit Account No. 50-0665 in the amount of \$120 (surcharge \$65.00 plus time ext. fee \$55.00).
- ☒ Please charge any underpayment for timely filing of this Response to Deposit Account No. 50-0665.

Respectfully submitted,



LeeAnn Gorthey
Registration No. 37,337

Date: 9-28-01

Correspondence Address:

Customer No. 22918

Phone: (650) 838-4300

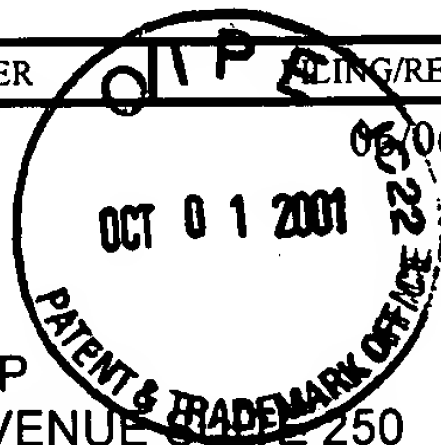


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/875,453	06/06/2001	Jungshuh P. Kim	4600-0135.30

22918
IOTA PI LAW GROUP
350 CAMBRIDGE AVENUE SUITE 250
P O BOX 60850
PALO ALTO, CA 94306-0850



CONFIRMATION NO. 7454

FORMALITIES LETTER



OC000000006310854

Date Mailed: 07/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

COPIES OF THIS DOCUMENT ARE AVAILABLE FOR REVIEW AT THE U.S. PATENT AND TRADEMARK OFFICE